

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

DAVID PODHASKIE,

Plaintiff,

-against-

CITY OF NEW YORK & NEW YORK CITY
POLICE DEPARTMENT,

Defendants.

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #: 4/26/07
DATE FILED: 4/26/07

07 Civ. 0409 (SHS) (AJP)

ORDER OF DISMISSAL ON CONSENT

ANDREW J. PECK, United States Magistrate Judge:

Plaintiff having previously settled with the MTA defendants, and the parties having informed the Court that plaintiff has now reached a settlement agreement in principle with the remaining defendants, the City of New York and the New York City Police Department, and are finalizing settlement documents (see attached letter), IT IS HEREBY ORDERED THAT this action is dismissed with prejudice and without costs. The Clerk of court shall close the case as against all defendants.

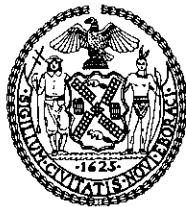
SO ORDERED.

DATED: New York, New York
April 26, 2007



Andrew J. Peck
United States Magistrate Judge

Copies by fax & ECF to: Jason A. Steinberger, Esq.
Suzette C. Rivera, Esq.
Paul A. Krez, Esq.
Judge Sidney H. Stein



MICHAEL A. CARDOZO
Corporation Counsel

THE CITY OF NEW YORK
LAW DEPARTMENT

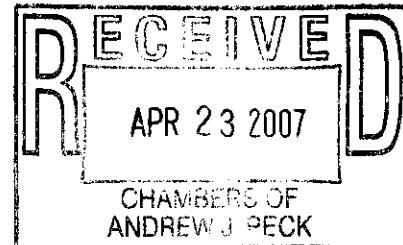
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April 19, 2007

BY HAND

Honorable Andrew J. Peck
United States Magistrate Judge
Southern District of New York
500 Pearl Street, Room 1370
New York, NY 10007



Re: David Podhaskie v. The City of New York et al., 07CV 409 (SHS) (AJP)

Dear Judge Peck:

On behalf of defendant City of New York and plaintiff, I respectfully write to advise the Court that plaintiff has agreed to dismiss this action, with prejudice, as against defendant's City of New York and the New York City Police Department. I will promptly forward the original executed Stipulation of Dismissal to the Court upon receipt from plaintiff's counsel.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Suzette Corinne Rivera".

Suzette Corinne Rivera (SR 4272)
Assistant Corporation Counsel
Special Federal Litigation Division

cc: BY FAX
Jason Steinberger, Esq.
Attorney for Plaintiff

(718) 993-1542

Paul Krez, Esq.
Attorney for MTA, MTAPD and Detective Urena
(212) 766-9035